

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1671 OF 2005
IN
CRIMINAL APPLICATION NO.1670 OF 2005

The State of Maharashtra)..Applicant

Versus

Ram @ Dadu Sheshrao Shinde)..Respondent

Mrs.P.H.Kantharia APP for the State.

**Coram : B.H.Marlapalle &
R.S.Mohite, JJ**

Date : 12.03.2007.

PC

1. Heard Mrs.Kantharia the learned APP. The State has filed Criminal Application No.1670/05 praying for leave to appeal under section 378(3) of Cr.P.C. against the judgment and order of acquittal passed by the 14th Adhoc Assistant Sessions Judge, Pune in Sessions Case No.484 of 03 but belatedly and therefore, this application for condonation of delay.

2. As per the office note, the delay caused is of 82 days. Notices have been issued to the respondents and affidavit of service has been filed by Shri Machhindranath Savalaram Thorve, Police Sub Inspector, presently attached to the Bhosari police station in Pune district. We are satisfied that the

delay caused deserves to be condoned and hence the application is allowed in terms of prayer clause-(b).

(R.S.Mohite, J)

(B.H.Marlapalle, J)